

UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	JANUARY, James R.	Art Unit: 1771
Application No.:	10/706,427	Examiner: Matzek M.
Filing Date:	12 November 2003	Confirmation No.: 7160
Title:	WATERCOLOR CANVAS	

Customer No.: 25461

Docket No.: 048759.01500

**RESPONSE**

11 October 2007

Commissioner of Patents  
PO Box 1450  
Alexandria VA 22313-1450

Sir:

The following is submitted in response to the Office Action dated 16 May 2007 from Examiner Matthew D. Matzek of Art Unit 1771.

**Status** begins on page 2.

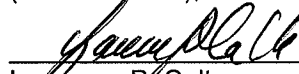
**Summary of Fees Submitted Herewith** begins on Page 3.

**Claims Amendments** begin on page 4.

**Remarks** begin on page 11.

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I certify that I have transmitted this document via facsimile to the USPTO via EFS or via fax (571.273.8300), this 11<sup>th</sup> day of October, 2007.

  
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Laurence P. Colton

## STATUS

Claims 1-5, 7-22, 24, and 25.

Claims 7 and 25 have been rejected under 35 USC 112.

Claims 1, 3-5, 7-12, 14-17, 19-22, 24, and 25 have been rejected under 35 USC 102 as anticipated by US Patent No. 5629073 to Lovell (Lovell '073).

Claims 2, 13, and 18 have been rejected under 35 USC 103 as being obvious over Lovell '073.

## **SUMMARY OF FEES ENCLOSED HERewith**

### **1. Extension of Time**

A separate Petition for an Extension of Time under 37 CFR 1.136 of two (2) month up to and including 16 October 2007 and the appropriate fee under 37 CFR 1.17 is enclosed.

### **2. No Excess Claims Fee**

Applicant has submitted the fee for twenty-three (23) total claims and seven (7) independent claims. This Response results in sixteen (16) total claims and four (4) independent claims. As such, no excess claims fee is due.

### **3. Change of Correspondence Address**

A Change of Correspondence Address for the attorney of record is being submitted herewith.